

Application Number InformationApplication Number: **09/690244** AssignmentsExaminer Number: **68847 / HALE, GLORIA**Filing or 371(c) Date: **10/17/2000** eDanGroup Art Unit: **3765**IFW MadrasEffective Date: **10/17/2000**Class/Subclass: **002/069.000**Application Received: **10/18/2000**Lost Case: **NO**Patent Number: **6311330**

Interference Number:

Issue Date: **11/06/2001**Unmatched Petition: **NO**Date of Abandonment: **00/00/0000**L&R Code: Secrecy Code:1Attorney Docket Number: **joey060100p**Third Level Review: **NO**Secrecy Order: **NO****Status: 250 /PATENT EXPIRED DUE TO NONPAYMENT OF MAINTENANCE FEES UNDER 37 CFR 1.362**Status Date: **12/07/2009**Confirmation Number: **2961**Oral Hearing: **NO**Title of Invention: **OUTDOOR SPECTATOR COVER**

Bar Code	PALM Location	Location Date	Charge to Loc	Charge to Name	Employee Name	Location
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**Appln
Info**

Contents

Petition Info

Atty/Agent Info

Continuity Data

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BAG-A-FAN, LLC

**5505 W. 24th St.
Greeley, Co. 80634
970-381-7774**

Feb. 11, 2013

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

By Fax to: 571-273-8300 (5 pages)

In re Patent #6,311,330
Issue Date: Nov. 6, 2001
Application No. 09/690,244
Filed Oct. 17, 2000
Attorney Docket No. JOEY060100P

In response to the attached Petition for Reconsideration that was DISMISSED on Dec. 14, 2012, I hereby request that such petition be approved with the additional payment of fees as outlined below:

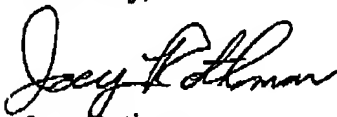
Petition Fee	\$ 400.00
Seven and one half year maintenance fee	\$1,450.00
Surcharge Fee	<u>\$1,640.00</u>
Total fees due	\$3,490.00
Less: Fee submitted Oct. 15, 2012	<u>(\$1,190.00)</u>

Amount due with this request \$2,300.00

A "Credit Card Payment Form" is hereby attached authorizing the payment.

Also, please find attached For PTO/A1A/81 authorizing transferring power of attorney to the inventor and change of address request.

Sincerely,


Joey Rothman
Inventor

02/13/2013 DALLEN 00000013 6311330

01 FC:1599

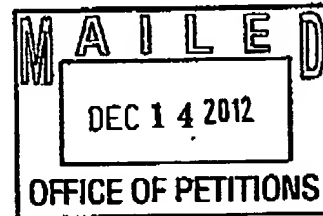
2300.00 0P

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DAVID S. WORONOFF
500 CASTLE MOUNTAIN ROAD
LIVERMORE CO 94536

In re Patent No. 6,311,330
Issue Date: November 6, 2001
Application No. 09/690,244
Filed: October 17, 2000
Attorney Docket No. JOEY060100P

ON PETITION

2013 FEB 12 AM 10:44

This is a decision on the petition under 37 CFR 1.378(c), filed October 10, 2012, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

Any petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; and (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks items (2) and (3) above.

With respect to item (2): The seven and one half year maintenance fee submitted with the petition dated October 10, 2012, was \$490, however, as of October 5, 2012, the current maintenance fee is \$1,450 (small entity). Petitioner should submit an additional payment of \$960 with any request for reconsideration.

With respect to item (3): A review of the Office record shows that a surcharge of \$700 was submitted with the Petition to Accept Unintentional Delayed Payment of Maintenance Fee, however, the current surcharge fee is \$1640. Petitioner should submit the balance of \$940 with

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U.S. Patent No. 6,311,330

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any request for reconsideration. No consideration can be given until the required fee deficiency is remitted.

While a courtesy copy of this decision is being mailed to the person signing the petition, all future correspondence will be directed to the address currently of record until appropriate instructions are received.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within **TWO (2) MONTHS** from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is not a final agency action within the meaning of 5 U.S.C. § 704. Further correspondence with respect to this matter should be addressed as follows:

By Mail: Mail Stop PETITION
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

By hand: U. S. Patent and Trademark Office
Customer Service Window, Mail Stop Petitions
Randolph Building
401 Dulany Street
Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Telephone inquiries should be directed to the undersigned at (571) 272-6735.

/Diane Goodwyn/
Diane Goodwyn
Petitions Examiner
Office of Petitions

cc: JOEY ROTHMAN
5505 24TH STREET
GREELEY, CO. 80634

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PTO/AIA/81 (07-12)

Approved for use through 11/30/2014. OMB 0851-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY TO ONE OR
MORE OF THE JOINT INVENTORS
AND CHANGE OF
CORRESPONDENCE ADDRESS**

Application Number	09/690,244
Filing Date	Oct 17, 2000
First Named Inventor	JOEY ROTHMAN
Art Unit	Patent # 6,311,330
Examiner Name	
Title	

NOTE: This form may be filed by *pro se* inventors (i.e., prosecuting the application without a registered patent practitioner) who are identified as the Applicant in the above-identified application. For a Power of Attorney to one or more registered patent practitioners, see form PTO/AIA/82.

I hereby revoke all previous powers of attorney given in the above-identified application.

☒ I hereby appoint the following joint inventor(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

JOEY ROTHMAN
5505 24th ST.
GREELEY, CO. 80634

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Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with Customer Number. (if applicable):
-To Request A Customer Number see form PTO/SB/124

OR

<input checked="" type="checkbox"/> Individual Name	JOEY ROTHMAN		
Address	5505 24 th ST.		
City	GREELEY	Co.	Zip 80634
Country	USA		
Telephone	970-381-7774	Email	joel.rothman@comcast.net

I am the inventor.

SIGNATURE of Inventor	
Signature	Date 2-11-13
Name JOEY ROTHMAN	Telephone 970-381-7774

NOTE: Signatures of all the inventors are required. Submit multiple forms if more than one signature is required, see below. See 37 CFR 1.4 for signature requirements and certifications.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.